

REMARKS

This paper responds to the non-final Office action dated July 25, 2008, in which claims 1-6, 8-11, and 24 were rejected under 35 U.S.C. §103(a), and in which claims 21, 22, 25, and 26 were allowed, for which the applicants express their appreciation.

The specification has been amended to attend to a formality. The applicants had amended paragraph [0024] in a previous response to correct what appeared to be a typographical error. The same paragraph has been amended to reflect that the application as originally filed incorrectly referred to a front leg. As amended, the paragraph now refers to a rear leg, as shown in FIG. 4. Accordingly, no new matter has been added by these amendments.

I. Summary of Claim Amendments

With the foregoing amendments, claim 7 has been cancelled, and claims 27-29 have been added, leaving claims 1-6, 8-11, 21, 22, and 24-29 pending. Of those, claims 1-6, 8-11, 24, and 27-29 remain at issue.

The cancellation of claim 7 reflects the applicants' decision in an earlier response paper to rewrite the subject matter thereof in the previously presented independent claim 25.

Claims 1 and 24 have been amended to specify that (i) a basket includes a frame rim pivotally coupled to a basket frame to allow the basket to move between a closed position and an open position, and (ii) a latch engages a latch mount when the basket is in the closed position. No new matter has been added via these amendments, as support can be found in, for example, paragraphs [0026], [0027], and [0030] of the application as originally filed.

Claim 2 has been amended to reflect the amendments to claim 1 from which it depends and to clarify what the applicants regard as the invention. No new matter has been added via these amendments, as support can be found in, for example, paragraph [0028] of the application as originally filed.

New claims 27-29 depend from independent claim 24 and specify that (i) the frame rim includes a wireframe member, (ii) the frame rim is shaped to follow the basket frame when the basket is in the closed position, and (iii) the frame rim includes hooks to pivotally couple the frame rim to the basket frame. No new matter has been added via these amendments, as support

can be found in, for example, paragraph [0027] and Figs. 1, 6, and 7 of the application as originally filed.

II. Responses to Claim Rejections

Claims 1-6, 8-11, and 24 stand rejected over Takahashi et al. U.S. Patent No. 4,953,887 ("Takahashi") in view of Juvet U.S. Patent No. 1,887,763 ("Juvet").

Reconsideration and withdrawal are respectfully requested, as the applicants respectfully submit that each of the independent claims 1 and 24, as amended, specifies one or more limitations neither taught or suggested by, nor obvious in view of, the cited art. The applicants accordingly traverse the §103(a) rejections on at least the following grounds.

With the foregoing amendments, claims 1 and 24 require a basket including a frame rim pivotally coupled to a basket frame.

It is respectfully submitted that both Takahashi and Juvet fail to disclose or suggest a basket including a frame rim pivotally coupled to a basket frame.

In contrast, Takahashi describes a stroller container 7 with a bag 72 fixed to a U-shaped frame member 71 slidably mounted underneath a seat. Instead of pivotally coupling to the seat, the U-shaped frame member slides on guide rails 51.

Juvet fails to cure these deficiencies, as an ironing board 14 is described as storable in a cabinet frame 12 via a hinge 13. It follows that Juvet does not disclose either a frame rim of a basket or a basket frame, let alone a frame rim pivotally coupled to a basket frame. In short, any rim of Juvet is part of a cabinet, not a basket.

The applicants further respectfully submit that it would not be obvious to modify the stroller of Takahashi to incorporate any pivotal or hinged coupling, much less a frame rim pivotally coupled to a basket frame, for at least the following reasons. First, there is no design incentive, motivation, or other advantage to modifying the Takahashi stroller to add a pivotal coupling. Takahashi's container is already fully accessible via a fundamentally different technique that involves sliding the basket out for use. Second, Takahashi also teaches away from having any further framework components, stating that the bag "incorporates no special framework member" (col. 4, lines 45-56). If anything, Takahashi describes components directed to stowing the bag rather than opening it. Third, the modification would require substantial

reconstruction and redesign of the Takahashi arrangement because the guide rails would block any pivotal movement when the container is not pulled out. Moreover, removing the guide rails would render the stroller container arrangement inoperable, as the container would no longer be stowable in the manner desired.

Based on the foregoing, the applicants respectfully submit that it would not be obvious to modify the cited art to reach the invention as claimed. It follows that claims 1-6, 8-11, and 24 recite patentable subject matter over each of the cited references, taken alone or in combination.

III. New Claims 27-29

The applicants submit that new claims 27-29 recite patentable subject matter over the applied art for at least the reasons set forth above in connection with claim 24, from which they depend.

IV. Conclusion

For the foregoing reasons, it is submitted that all pending claims 1-6, 8-11, 21, 22, and 24-29 are in condition for allowance, and an indication to that effect is solicited. Should the examiner wish to discuss the foregoing or any matter of form in an effort to advance this application toward allowance, the examiner is urged to telephone the undersigned at the number below.

No fees are believed to be due for the filing of this paper. If any fees are deemed due, the Commissioner is hereby authorized to withdraw the fees from Deposit Account No. 50-3866.

Respectfully submitted,



G. Christopher Braidwood
Reg. No. 41,631
Lempia Braidwood at LLC
223 W. Jackson Blvd.
Suite 620, Brooks Bldg.
Chicago, Illinois 60606
(312) 291-0860

October 23, 2008